

N 10-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: V. Kashyap
Serial No.: 10/040,123
Filed: December 31, 2001
Group Art Unit: 2184
Examiner: Unassigned
Title: CONNECTION CACHE FOR HIGHLY AVAILABLE TCP SYSTEMS
WITH FAIL OVER CONNECTIONS

Assistant Commissioner for Patents
Washington, D.C. 20231

By fax to 703-746-7239 - TC2100

REQUEST FOR CORRECTED FILING RECEIPT

Applicant has received the official Filing Receipt for the above-referenced patent application (copy attached as Exhibit A). A corrected filing receipt is requested for the following point of information:

This application's Declaration (attached as Exhibit B) claimed the benefit of the priority of U.S. Patent Application Serial No. 09/752,841, filed on December 29, 2000. The Filing Receipt failed to reflect that claim of domestic priority.

This application is, in fact, a continuation-in-part of that U.S. Patent No. 09/752,841, although that fact was not reflected on the Transmittal submitted at filing. Applicant is filing concurrently with this Request a Preliminary Amendment to include the appropriate cross-reference to that application.

Docket No.: BEA9-2000-0011-US2
Serial No.: 10/040,123

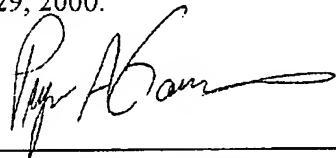
1

Request for Corrected Filing Receipt
September 12, 2002

9/12/2002 1:23 PM FROM: 503-578-5040 IBM TO: 9-1-703-71239 PAGE: 009 OF 012

Applicant respectfully requests that a corrected filing receipt be issued and forwarded to the undersigned, reflecting this application's status as a continuation-in-part (CIP) of U.S. Patent Application Serial No. 09/752,841, filed on December 29, 2000.

IBM Corporation
IPLaw Dept. - EDO2-06
15450 SW Koll Parkway
Beaverton, OR 97006-6063
Telephone: (503) 578-5020
Fax: (503) 578-5040



Pryor A. Garnett
Attorney for Applicant
Registration No. 32,136

Docket No.: BEA9-2000-0011-US2
Serial No.: 10/040,123

2

Request for Corrected Filing Receipt
September 12, 2002

9/12/2002 1:00 PM FROM: 503-578-5040 IBM TO: 9-1-703-7239 PAGE: 010 OF 012

Exhibit A



UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

| APPLICATION NUMBER | FILING DATE | ORP ART UNIT | FIL FER RECD | ATTY DOCKET NO | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|-------------|--------------|--------------|-----------------|----------|------------|------------|
| 10/040,123 | 12/31/2001 | 2184 | 740 | BEA920000011US2 | 7 | 15 | 2 |

CONFIRMATION NO. 8785

FILING RECEIPT

 10/040,123 12/31/2001 2184 740 BEA920000011US2 7 15 2
 0000000007434507

 Pryor Garnett, Counsel
 IBM Corporation
 Intellectual Property Law Dept., EDO2-08
 15450 SW Koll Parkway
 Beaverton, OR 97008-8063

Date Mailed: 02/07/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Vivek Kashyap, Beaverton, OR;

Assignment For Published Patent Application

International Business Machines Corporation, Armonk, NY;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted 02/06/2002

Projected Publication Date: 07/03/2003

Non-Publication Request: No

Early Publication Request: No

Title

Connection cache for highly available TCP systems with fail over connections

Preliminary Class

| | |
|-----------------|---------------------|
| IBM BEA IPLaw | |
| Calendared for: | N/A |
| Folder: | 2/18/02 Kathy's 1/4 |
| WPTS: | 2/18/02 Pryor's |

IBM

FEB 14 2002

LEGAL DEPT.

 Docket No.: BEA9-2000-0011-US2
 Serial No.: 10/040,123

3

 Request for Corrected Filing Receipt
 September 12, 2002

9/12/2002 1:35 PM FROM: 503-578-5040 IBM TO: 9-1-703-7239 PAGE: 011 OF 012

Exhibit B

BEA920000011US2

**DECLARATION AND POWER OF ATTORNEY FOR
PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Connection Cache for Highly Available TCP Systems with Fail Over Connections

the specification of which is attached hereto.

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below, and I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

(NONE)

I claim the benefit under Title 35, United States Code, §120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

United States Patent Application Serial No. 09/752,841 filed December 29, 2000.

All statements made herein of my own knowledge are true, and all statements made on information and belief are believed to be true. Further, these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Declaration and Power of Attorney I

Docket No.: BEA9-2000-0011-US2
Serial No.: 10/040,123

4

Request for Corrected Filing Receipt
September 12, 2002

9/12/2002 1:30 PM FROM: 503-578-5040 IBM TO: 9-1-703-748-239 PAGE: 012 OF 012

Exhibit B

BEA920000011US2

POWER OF ATTORNEY

As a named inventor I hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

| | |
|---------------------------|---------------------------------|
| Pryor A. Garnett - 32,136 | William B. Porter, III - 33,135 |
| | John E. Hoel - 26,279 |
| | Christopher A. Hughes - 26,914 |
| | Stanley B. Green - 24,351 |
| | Joseph C. Redmond, Jr. - 18,753 |

Send Correspondence to:

Pryor Garnett, Counsel
IBM Corporation
Intellectual Property Law Dept., EDO2-06
15450 SW Koll Parkway
Beaverton, OR 97006-6063

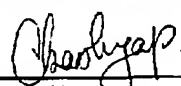
fax 503-578-5040

Direct Telephone Calls to:

Pryor A. Garnett, 503-578-5020

Full name of sole or first Inventor:

Vivek Kashyap


Inventor's Signature31 December, 2001
Date

Residence 723 NW 175th Place
Beaverton, OR 97006 US

Citizenship India

Post Office Address Same as Above

This declaration ends with this page.

Declaration and Power of Attorney

2

Docket No.: BEA9-2000-0011-US2
Serial No.: 10/040,123

5

Request for Corrected Filing Receipt
September 12, 2002